

JOE WARDY
MAYOR

JOYCE WILSON
CITY MANAGER



CITY COUNCIL

SUSAN AUSTIN
DISTRICT NO. 1

ROBERT A. CUSHING, JR.
DISTRICT NO. 2

JOSE ALEXANDRO LOZANO
DISTRICT NO. 3

JOHN F. COOK
DISTRICT NO. 4

PRESI ORTEGA, JR.
DISTRICT NO. 5

PAUL J. ESCOBAR
DISTRICT NO. 6

VIVIAN ROJAS
DISTRICT NO. 7

ANTHONY W. COBOS
DISTRICT NO. 8

PROPOSED AGENDA FOR REGULAR COUNCIL MEETING, COUNCIL CHAMBERS MAY 3, 2005 9:00 A.M.

ROLL CALL

Invocation – Reverend Lisle H. Davis
Pledge of Allegiance

REGULAR AGENDA

1. Border Children's Mental Health Collaborative requests that the City of El Paso call attention to the mental health needs of the children, youth and adults by officially recognizing the launch of the Bach's "Shout Out Silence!" campaign.
[Lisa Tamaqua, BCMHC Project Director]
2. To discuss the outcome of the Stevens Street improvements and the feasibility to "Grandfather" City property adjacent to the L&J Café, to also include a portion of Missouri Street. [Leo Duran]

MAYOR'S PROCLAMATIONS

1. **NATIONAL POLICE WEEK AND PEACE OFFICERS MEMORIAL DAY**
2. **SMALL BUSINESS WEEK**
3. **NATIONAL PET WEEK**

NOTICE TO THE PUBLIC

All matters listed under the CONSENT AGENDA, including those on the Addition to the Agenda, will be considered by City Council to be routine and will be enacted by one motion unless separate discussion is requested by Council Members or persons in the audience. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may, however, reconsider any item at any time during the meeting.

CONSENT AGENDA

3. **APPROVAL OF MINUTES:** [Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

Approval of Minutes for the Regular City Council Meeting of April 26, 2005.

4. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:**5. RESOLUTIONS:**

- 5A.** That the City Manager be authorized to sign a Service Contract between the City of El Paso and Eduardo Diaz to provide assistance with the implementation of the City of El Paso's Arts and Culture Department's Strategic Agency Plan, for a fee in the amount of \$20,000.00. [Arts and Culture, Betty Arabia, (915) 541-4896]
Funding Source: Dept.: 01101, Fund: 55010299, Acct.: 501011
- 5B.** That the Building and Planning Services Department be authorized to continue to negotiate the terms of an Agreement between the City of El Paso and the State of Texas, acting through the Texas Department of Transportation, for installation of a traffic signal at US 85 (Paisano Drive) at Rule Court and that the City Manager be authorized, under the provisions of Charter section 3.3 C(1)(b), to sign the Agreement once negotiations are complete provided that the cost for the project does not exceed the estimated cost of \$200,000.00. The costs will be shared equally between the State and the City; however, under no circumstances will the State's share of the costs exceed \$100,000.00.
Project: PBE04ST130; Fund: 29145; Dept.: 14200403; Account: 508027.
(District 8) [Building and Planning Services, Patricia D. Aauto, (915) 541-4853]
- 5C.** That the City Manager be authorized to sign a Memorandum of Agreement between the CITY OF EL PASO and F. DOUGLAS MEHLE AND LAURA G. MEHLE for the purchase of Parcel 7 - 5,104 square feet, more or less, being a portion of Lot 13, Block 7, of Hueco View Acres, an Addition to the City of El Paso, El Paso County, Texas, according to Plat Records of El Paso County, Texas, to be used for the Lee Boulevard Expansion Project.
Project: PBE04ST115; Fund: 29130; Department: 14200403; Account: 508000.
(District 5) [Building and Planning Services, Patricia D. Aauto, (915) 541-4853]
- 5D.** That the City of El Paso supports voiding Minute Order No. 91219 for the purposes of having the State adopt a new Minute Order which would reduce the City's financial responsibility from a hundred percent match to a ten percent match of Right of Way and eligible utility adjustment costs for the Loop 375 spur at Doniphan/Talbot project, and accelerate the new roadway construction. The new Minute Order would be subject to any appropriate agreements being prepared between the City of El Paso and TXDOT. The City's estimated share is \$200,000. **(District 1)** [Building and Planning Services, Patricia D. Aauto, (915) 541-4853]
Project PST05001; Fund 26061 Dept.: 31115108; Account: 508127.
- 5E.** That the City Manager be authorized to sign an Agreement for Architectural Services between the CITY OF EL PASO and PARKHILL, SMITH & COOPER, INC. for a project known as "Fire Station No. 34" for an amount not to exceed One Hundred Thirty Thousand Five Hundred and No/100 Dollars (\$130,500.00). **(District 4)** Funding source - this item will be funded with 2004 Bond Issue project funds. The account number is 14200404/PBE04FI10429161/508050.
[Engineering Department, Irene Ramirez, (915) 541-4431]

- 5F.** That the City Manager be authorized to sign an Agreement for Engineering Services between the CITY OF EL PASO and PARKHILL, SMITH & COOPER, INC. for a project known as "Closure of Clint Landfill Permit 1482" for an amount not to exceed One Hundred Nineteen Thousand One Hundred Ninety-Two and No/100 Dollars (\$119,192.00.00). **(Outside City Limits)**
Funding source - this item will be funded by Solid Waste Management Funds. Account Number 40426/508027/34340300/PSWM0003.
[Engineering Department, Irene Ramirez, (915) 541-4431]
- 5G.** That the City Manager be authorized to sign a First Amendment to an Agreement for Engineering Services by and between the CITY OF EL PASO and MORENO CARDENAS, INC., for a project known as "Transportation Improvement Program Roadway Construction Projects-Lee Boulevard Phase II (Roadway Widening)" in an amount not to exceed FIFTY-SEVEN THOUSAND and NO/100 DOLLARS (\$57,000.00). **(District 5)**
Funding information - 2004 Bond Issue project funds. Account number 14200403/PBE04ST/11529130/508050/508027.
[Engineering Department, Irene Ramirez, (915) 541-4431]
- 5H.** That the City Manager be authorized to sign a Contract for Power Service and Agreement for Thermal Energy Storage Rider Service to the El Paso Electric Company to provide electrical service to the Animal Shelter Facility located at 5001 Fred Wilson Road, El Paso, Texas. **(District 2)**
[Engineering Department, Irene Ramirez, (915) 541-4431]
- 5I.** That the City Manager be authorized to sign an Underground Electrical Easement to the El Paso Electric Company on Lot 1, Block 1, Butterfield Trail Aviation Park Unit 1, El Paso County, Texas to provide electrical service to the new electrical vault located at 101 George Perry. **(District 2)**
[Engineering Department, Irene Ramirez, (915) 541-4431]
- 5J.** That the City Manager be authorized to sign an Overhead/Underground Electrical Easement to the El Paso Electric Company on Tract 2G9, E.L. De Shazo Survey #218, El Paso, Texas, to provide electrical service. **(District 1)**
[Engineering Department, Irene Ramirez, (915) 541-4431]
- 5K.** That the City Manager be authorized to sign a Construction and Maintenance Agreement For Roadway Reconstruction & Grade Crossing Signal and Surface Installation within Existing Roadway Easement/Right of Way between The Burlington Northern and Santa Fe Railroad Company and the City of El Paso for the intersection of Santa Fe Street and the Railroad property. **(District 8)**
[Engineering Department, Irene Ramirez, (915) 541-4431]
- 5L.** That the City Manager is authorized to sign a Letter of Agreement, and any related documentation, with the El Paso Electric Company to provide for the installation of underground electrical service to the pump at the Vista del Sol Park, located at 1920 Trawood Drive, El Paso, El Paso County, Texas. Said electrical service shall consist of an underground system consisting of a 277/480 volt, three phase, four wire. One (1) 75KVA transformer will be installed to service the electrical load. **(District 7)**
[Engineering Department, Irene Ramirez, (915) 541-4431]

- 5M.** That the City Manager be authorized to sign a Parksite Maintenance Contract between the City of El Paso, Texas Industries for the Blind and Handicapped and Border TM, Industries, Inc., to provide for parksite maintenance services for the City's Parks and Recreation Department and shall not exceed a total cost of \$304,000.00. The contract will be for a three-year term and shall not exceed a total cost of \$304,000.00. Funding shall be from the following source: Parks/General Fund. Funding shall be from the following source: Funding Parks General Fund – 51010262/502221 – Grounds Keeping and Horticultural Contracts [Parks & Recreation, Norman Merrifield, (915) 541-4331]
- 5N.** That the City Manager be authorized to sign a Second Amendment to an Agreement for Architectural Services by and between the CITY OF EL PASO and PARKHILL SMITH AND COOPER INC. for a project known as "Northeast Regional Park-Design and Construction Phase)" to include a soccer field in an amount not to exceed TEN THOUSAND ONE HUNDRED AND TEN and NO/100 DOLLARS (\$10,110.00) (District No. 4). The City Manager hereby authorized to execute any necessary budget transfers to accomplish the intent of this Resolution. **(District 4)** Funding Source - 2000 QOL Bond Program.
[Perspectiva + 3D/I (P+3), Juan Contreras, (915) 225-3445]
- 5O.** That the Mayor be authorized to sign and accept Grant Award Cooperative Agreement #I5PSWP574Z in the amount of \$1,866,198.00 relating to a federal grant to the Police Department from the Office of National Drug Control Policy, to support all of the West Texas HIDTA Task Force Initiatives with the Police Department; and that the Mayor be authorized to sign and submit documents to extend the grant-ending dates as they may become necessary in order to carry out the grant or any of the individual task forces under this grant and any supplements to the grant award to increase or decrease the amount of the award provided that the grant documents carry agreement number I5PSWP574Z and that no City funding is required. No matching funds are required.
(All Districts) [Police Department, Assistant Chief Paul Cross, (915) 564-7310]
- 5P.** That the Chief of Police be authorized to submit a grant application from the El Paso Police Department and the City Manager or her designee be designated as the grantee's authorized official. That the City Manager or her designee be authorized to sign any related paperwork, including all understandings and assurances contained therein, and apply for, accept, reject, alter or terminate the grant, authorize budget transfers and submit any necessary revisions to the operational plan. That the City Manager or her designee be designated in the agreement; and that the City Manager or her designee be authorized to execute on behalf of the City of El Paso, any grant amendments or corrections to the initial Grant Agreement which increase, decrease or de-obligate program funds provided that no additional City funds are required, or which decrease the amount of matching funds, and any documents to request and accept an extension of the award ending date for the grant. The grant is from the Automobile Theft Prevention Authority, for an Automobile Theft Prevention Grant in the amount of \$898,044 for the purpose of continuing efforts of the Department in reducing auto theft in El Paso City and County. An in-kind match in the amount of \$997,103 (General Fund-account number 21010071) is required. The total amount of grant is \$1,895,147. **(All Districts)**
[Police Department, Assistant Chief Paul Cross, (915) 564-7310]

- 5Q.** That Nicolas Vilardell be appointed to the Board of Directors of the Industrial Development Authority, Incorporated, effective as of the date hereof, on behalf of Representative District 2. [Representative Robert A. Cushing, Jr., (915) 541-4996]
- 6.** Request for provisional appointment(s) in accordance with Article VI, Section 6.6-2, of the Civil Service Charter Provisions:
- 6A.** Automotive Technician II (2)
Fund Source: 37370155-45202-37000
[Fleet Services, Jeff Belles, (915) 621-6821]
- 6B.** Building Maintenance Worker I (1)
Fund Source: 31010326-01101-31001
[Fleet Services, Jeff Belles, (915) 621-6821]
- 6C.** Cashier Clerk (1)
Fund Source: 60600001-40345-60000
[Mass Transit, Terry Lee Scott, (915) 534-5810]
- 6D.** Clerk Typist II (1)
Fund Source: 11010011-502001-01101
[Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]
- 7. BOARD RE-APPOINTMENT:**
- Walt Phillips to the Fair Housing Task Force by Representative John F. Cook, District 4.
[Representative John F. Cook, (915) 541-4140]
- 8. BOARD APPOINTMENTS:**
- 8A.** Daniel De La Haye to the Historic Landmark Commission by Representative Robert A. Cushing, Jr., District 2. [Representative Robert A. Cushing, Jr., (915) 541-4416]
POSTPONED FROM 04/26/05, 04/12/05, 03/29/05, 03/15/05 AND 03/08/05
- 8B.** Bobby Van McKnight to the Arts and Culture Advisory Board by Representative Paul J. Escobar, District 6. [Representative Paul J. Escobar, (915) 541-4182]
POSTPONED FROM 04/12/05
- 8C.** Julius Lowenberg to the Building and Standards Commission by Mayor Joe Wardy. [Mayor's Office, Adrian Ocegueda, (915) 541-4145]
- 8D.** Jimmy L. Stevens to the Building and Standards Commission by Representative Susan Austin, District 1. [Representative Susan Austin, (915) 541-4886]
- 8E.** Jim Martin to the Building and Standards Commission, as an alternate appointee, by Representative Susan Austin, District 1.
[Representative Susan Austin, (915) 541-4886]
- 8F.** Nicolas Vilardell to the Arts & Culture Advisory Board by Representative Robert A. Cushing, Jr., District 2. [Representative Robert A. Cushing, Jr., (915) 541-4996]
- 8G.** Alvin L. Harris to the Ethics Review Commission by Representative Robert A. Cushing, Jr., District 2. [Representative Robert A. Cushing, Jr., (915) 541-4996]

- 8H.** John E. Estle to the Commission on Border Relations by Representative Robert A. Cushing, Jr., District 2. [Representative Robert A. Cushing, Jr., (915) 541-4996]
- 8I.** Michael Shoffit to the Greater El Paso, Civic, Convention and Tourism Advisory Board by Representative Robert A. Cushing, Jr., District 2. [Representative Robert A. Cushing, Jr., (915) 541-4996]
- 8J.** Bill Schlesinger to the Mayor's Advisory Board on Aging by Representative Robert A. Cushing, Jr., District 2. [Representative Robert A. Cushing, Jr., (915) 541-4996]
- 8K.** Julie Rutledge to the City-County Animal Shelter Advisory Committee by Representative Robert A. Cushing, Jr., District 2. [Representative Robert A. Cushing, Jr., (915) 541-4996]
- 8L.** Frederic Dalbin to the Building and Standards Commission, as an alternate appointee, by Representative John F. Cook, District 4. [Representative John F. Cook, (915) 541-4140]
- 9. RESIDENTIAL STREET LIGHT:** Approve installation, power, and maintenance of residential street light at the following location:
- Between 10010 & 10004 Chinaberry Dr. Cost: \$899.00 **(District 7)**
 Dept. ID #01153010, Acct. #504420, Fund #16507
 [Representative Vivian Rojas, (915) 541-4108]
- 10. APPLICATIONS FOR TAX REFUND:** [Tax Office, Juan Sandoval, (915) 541-4369]
 Motion made, seconded and unanimously carried that the tax refunds listed on the attachment posted with this agenda be approved. (See attachment)
- 11. DISCRETIONARY FUNDS:**
- 11A.** Request to allocate \$3,000.00 from District #8 discretionary funds for the purchase of a water meter for the "Chihuahueta Community Garden" that will be built on the land that was transferred over to the City of El Paso by the Public Service Board on April 13, 2005. **(District 8)** POSTPONED FROM 04/26/05
 ID# 01153012, Acct# 504420, Project# PD80429, Fund# 16508, Class# 01001
 [Mayor Pro-Tem Anthony W. Cobos, (915) 541-4123]
- 11B.** Request budget transfer in the amount of \$8,000 to the Parks and Recreation Department to enhance the four (4) Summer Camp Programs in District #2 (Nolan Richardson Recreation Center \$2,000; Sacramento Senior Citizen Center \$2,000; Nations Tobin Recreation Center \$2,000; and the Friendly Senior Citizen Center \$2,000). Funds to be allocated from District #2 Discretionary Funds-- Dept. ID# 01153003; Acct. #504420; Project #PD20423; Fund #16502; Class #01001. [Representative Robert A. Cushing, Jr., (915) 541-4996]
- 11C.** Authorization to transfer \$5,000 from District 6 Council Special Projects (discretionary funds) to Parks and Recreation Department, for use in connection with Teens in Action co-sponsored youth summer recreational programs at Pavo Real Recreation Center. **(District 6)**
 Account No. 504420, Dept ID No. 01153008, Fund No. 16506
 [Representative Paul J. Escobar, (915) 541-4182]

- 11D.** Authorization to expend approximately \$7,000 from District 6 Council Special Projects (discretionary funds) to fund the installation of speed humps at the appropriate locations on Morgan Marie Dr., pending final review of application by appropriate departments. **(District 6)**

Account No. 504420, Dept. ID No. 01153008, Fund No. 16506

[Representative Paul J. Escobar, (915) 541-4182]

- 12.** Request that the Director of Purchasing be authorized to issue a Purchase Order to Intergraph Public Safety in the amount of \$93,400.00. Intergraph Public Safety is the sole provider of Intergraph Public Safety Software. This Purchase Order will cover the cost for converting and importing data from the Police Department's old records management system to the new Records Management System (which is shared with the County), provide for the creation of a computer interface that will import citation and field interview information into the new Records Management System, and also purchase software that will allow the City's current map to be imported into the new Records Management System. Intergraph Public Safety Software is a proprietary software application developed and offered exclusively by Intergraph Public Safety. This is a sole source procurement as defined under Section 252.022 of the Local Government Code.

Additional, it is requested authorization for City staff to negotiate, City Attorney's Office to review, and the City Manager be authorized to execute any related contract documents and agreements necessary during the contract.

Award amount is \$93,400.00

Funds available in: 21150010-05359-508010 Project G210416

Funding Source: 2003 LLEBG Block Grant – RMS enhancement.

Department: Public Safety Technology

[Purchasing Department, Ray Heredia, (915) 541-4316]

- 13. CHANGE ORDERS:** [Purchasing Department, Byron Johnson, (915) 541-4308]

- 13A.** Approve Change Order No. Five (Construction Change) to Vistacon, Inc. for Contract No. 2004-091, Memorial Park Improvements and Indoor Pool project for an increased amount of \$97,963.00. Change Order adds fourteen (14) days to the contract time. The purpose of this change order is to construct a new concession area, per Parks and Recreation Department request. The revised scheduled completion date is September 20, 2005.

- 13B.** Approve Change Order No. Nine (Construction Change) to Byrne/Arrow Joint Venture for Contract No. 2004-015, Plaza Theatre Restoration & Expansion project for an increased amount of \$400,000.00. This Change Order will not increase contract time. It is requested that the City Manager and City staff be authorized to execute budget transfers for this change order, as necessary.

The purpose of this change order is to perform modifications and upgrades to the Children's Theatre Multi-Purpose Facility, Roof-Top Garden, and Catering Kitchen. This will include wall partitions, wall and ceiling finishes, theatrical equipment, lighting, theatre seats, carpeting, electrical, and plumbing. These changes and upgrades will be funded solely by the El Paso Community Foundation.

14. BEST VALUE PROCUREMENT:

This contract shall be awarded to the bidder who provides the best value to the City. The City may consider price and other relevant criteria listed in the request for bids.

14A. Solicitation No.: 2005-069 Janitorial Services for Chalio Acosta
(Delta) Recreation Center
Award to: Total Cleaning Services
El Paso, TX
Item (s): 1 & 2
Amount: \$31,582.80 (estimated yearly)

Department: Parks & Recreation
Funds available: 51010256-01101-502206 &
51010256-16302-502206
Funding source: Operating Accounts and User Fees,
Maintenance Chalio Acosta (Delta)
Recreation Center
Total award: \$94,748.40 (estimated)
District (s): 3

Parks & Recreation, Center Staff, and Purchasing recommend award as indicated, Total Cleaning Services provided and meets the Best Value Criteria.

This is a thirty-six month contract with no option to renew, Total Cleaning Services offers a 3%-10 Day prompt payment discount.
[Purchasing Department, Ray Heredia, (915) 541-4316]

14B. Solicitation No.: 2005-148 Speed Monitoring Trailers (Re-Bid)
Award to: Decatur Electronics, Inc.
Decatur, Illinois
Item (s): Speed Monitoring Trailers,
5 each @ \$11,695.00
Amount: \$58,475.00

Department: Police
Funds available: 21150060-508007-16371-P50031
Funding source: Federal Confiscated Drug Funds
Total award: \$58,475.00
District (s): All

The Police and Purchasing Departments recommend award to Decatur Electronics, Inc., as indicated, as this vendor has provided the Best Value Bid. Five lower bids were received, but did not meet specifications as noted in the backup.

This is a best value single (one-time) purchase, to purchase Speed Monitoring Trailers as required by the El Paso Police Department. An option is offered to purchase up to one-hundred percent (100%) of the original contract quantities, at the same unit price, if the option is exercised within one-hundred and eighty (180) days from the date of award of the contract. No prompt payment discount is offered. [Purchasing Department, Alfonso Guerrero, Jr., (915) 541-4654]

This is a thirty-six (36) month contract with the bidder offering the option to extend the term of this contract for two additional years. In addition, Initial Security offers 10% 10 Days Prompt Payment Discount.
[Purchasing Department, Ray Heredia, (915) 541-4316]

The Library and Purchasing Departments recommend award to El Paso Automated Office & Industrial Systems Inc., as indicated, as this vendor has provided the Best Value Bid. This vendor is the sole responsive offer received for the items recommended for award. One other bid was received, but provided "No Bid" for the recommended items.

This is a best value single (one-time) purchase, to purchase Lower Valley Branch Library Furniture as required by the El Paso Library Department. An option is offered to purchase up to one-hundred percent (100%) of the original contract quantities, at the same unit price, if the option is exercised within sixty (60) days from the date of award of the contract. No prompt payment discount is offered.

Request that council reject all bid items not listed for award. List of rejected bid items are in the backup material.

[Purchasing Department, Alfonso Guerrero, Jr., (915) 541-4654]

- 14E.** Solicitation No.: 2005-189 Citywide HVAC Replacement
Award to: Expert Investments/dba Expert Refrigeration
 El Paso, Texas
Item (s): All
Amount: \$25,580.60

Department: Fleet Services
Funds available: 508027-27123-31135001-P504545
Funding source: CO98A Projects
Total award: \$25,580.60
District (s): **All**

The Fleet Services, and Purchasing Departments recommend award as indicated to Bidder offering the Best Value Bid.

This is a fixed-price, single (one-time) purchase, to replace heating and air conditioning units at various City facilities. There is an option to purchase up to one hundred percent (100%) of the original contract quantities, at the same unit price, if the option is exercised within sixty (60) days from the date of award of the contract. No prompt payment discount was offered.

[Purchasing Department, Barbara Crumley, (915) 541-4315]

15. BIDS:

If apparent low bidder is disqualified for any reason, City Council reserves the right to exercise any option legally available under the law by awarding bid to next lowest responsive and responsible bidder even though the bidder is not named on this agenda.

- 15A.** Solicitation No.: 2005-122 Grounds Maintenance-City Facilities
Award to: Mario Gonzalez Landscaping
 El Paso, TX
Item (s): All
Amount: \$36,480.00 (estimated yearly)

Department: Fleet Services
Funds available: 31010326-01101-502221
Funding source: Operating Account, Groundkeeping/
 Horticultural Contracts
Total award: \$109,440.00 (estimated)
District (s): **All**

Fleet Services Department and Purchasing recommend award as indicated as this vendor is the low responsive bidder.

This is a thirty-six (36) month contract with the option to extend the term for one (1) additional year. In addition, Mario Gonzalez Landscaping offers a 5% 10 Days prompt payment discount. [Purchasing Department, Ray Heredia, (915) 541-4316]

- 15B.** Solicitation No.: 2005-161 Aluminum Sign Blank
Award to: Vulcan Aluminum
Foley, AL
Item (s): #2 thru #12
Amount: \$100,951.70 (estimated annually)
Department: Street
Funds available: 32010287-503203-01101
Funding source: Street Department Operating Funds
Total award: \$201,903.40 (estimated)
District (s): All

The Street and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

Vendor did not bid on item #1 and will not be awarded.

Vendor offers the City the option to extend the term of the contract at the same unit prices for one (1) additional year if the option is exercised within one (1) year from the date of the award.

This is a Requirements Type Contract with an initial term of Twenty-Four (24) months. [Purchasing Department, Jesus M. Juarez, (915) 541-4317]

- 15C.** Solicitation No.: 2005-166 Spanish Language Library Materials
Award to: Lectorum Publications Inc.
New York, NY
Item (s): 1A thru 1F (all)
Amount: \$75,000.00 (estimated annually)
Department: El Paso Public Library
Funds available: 31130563-508039-PPW0056003YR2-6005
Funding source: Library Materials-2000 Election Bond Funds
Total award: \$225,000.00 (estimated)
District (s): All

The El Paso Public Library and Purchasing Departments recommend award as indicated to the sole responsive offer meeting specifications, from responsible parties.

Vendor offers the City the option to extend the term of the contract at the same unit prices for one (1) additional year if the option is exercised within one (1) year from the date of the award.

This is a Requirements Type Contract with an initial term of Thirty-Six months.
[Purchasing Department, Jesus M. Juarez, (915) 541-4317]

- 15D.** Solicitation No.: 2005-169 Traffic Signal Heads
Award to: McCain Traffic Supply

Vista, California
 Item (s): #1 thru #4 (all)
 Amount: \$45,154.50 (estimated annually)

Department: Street
 Funds available: 32010288-503203-01101
 14200403-508027-29146-PBE04ST131
 14200403-508027-29145-PBE04ST130

Funding source: Public Access Maintenance & Repair &
 Construction

Total award: \$90,309.00 (estimated)
District (s): All

The Street and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

Vendor offers the City the option to extend the term of the contract at the same unit prices for two (2) additional years if the option is exercised within two (2) years from the date of the award.

This is a Requirements Type Contract with an initial term of Twenty-Four (24) months. [Purchasing Department, Jesus M. Juarez, (915) 541-4317]

- 15E.** Solicitation No.: 2005-170 Mast Arm Poles
 Award to: Reliapole Solutions, Inc.
 Tomball, Texas
- Item (s): #1 thru #8 (all)
 Amount: \$99,195.00 (estimated annually)
- Department: Street
 Funds available: 32010288-503203-01101
 14200403-508027-29146-PBE04ST131
 14200403-508027-29145-PBE04ST130
- Funding source: Public Access Maintenance & Repair &
 Construction
- Total award: \$198,390.00 (estimated)
District (s): All

The Street and Purchasing Departments recommend award as indicated to the sole responsive offer meeting specifications, from responsible parties.

Vendor offers the City the option to extend the term of the contract at the same unit prices for one (1) or two (2) years if the option is exercised within one (1) year from the date of the award.

This is a Requirements Type Contract with an initial term of Twenty-Four (24) months. [Purchasing Department, Jesus M. Juarez, (915) 541-4317]

15F. Bid No.: 2005-035 Roger Brown Baseball Park Improvements
 Contractor: J.A.R. Concrete, Inc.
 El Paso, Texas

Department: Parks and Recreation
 Funds Available: 14200401-PBE04PA108-29108-508027
 14200403-PBE04ST137-29153-508027

Funding Source: 2004 Bond Issue

Items: Base Bid \$33,000.00
 Alternate 1 \$ 3,000.00

Total Award: \$36,000.00

District (s): 2

The Departments of Engineering and Parks and Recreation, recommend the award of this contract to J.A.R. Concrete, Inc., the low responsible, responsive bidder. It is requested that the City Manager be authorized to sign the referenced contract approved by the City Engineer, Contract Compliance, and the City Attorney. Additionally, it is requested that the City Manager be authorized to execute budget transfers for this award and project, as necessary.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 25% of the original contract price as awarded, without further authorization by City Council.

[Purchasing Department, Byron Johnson, (915) 541-4308]

15G. Solicitation No.: 2005-120 Keltner Ave. Parkway Improvements
 Contractor: J.A.R. Concrete, Inc.
 El Paso, Texas

Department: Street Department
 Funds Available: 71150069-G7129CD0024-07786-508027
 Funding Source: Community Development Funds
 (B-03-MC-48-0015-0024)

Items: Base Bid No. 1 \$203,395.50
 Base Bid No. 2 \$ 15,973.00

Total Award: \$219,368.50

District (s): 2

RECOMMENDATION:

The Departments of Engineering and Street recommend that Allied Paving Co., the low bidder, be allowed to withdraw their bid without prejudice or forfeiture of their bid security and to award this contract to J.A.R. Concrete, Inc., as they are now the low responsible, responsive bidder. It is requested that the City Manager of the City of El Paso be authorized to sign the referenced contract. Additionally, it is requested that the City Manager be authorized to execute budget transfers for this award and project, as necessary.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 25% of the original contract price as awarded, without further authorization by City Council.

Work under the unit price component is only an estimated value and will be ordered, performed, invoiced and paid by measured quantity. The actual cost of the unit price component will be the sum total of unit prices at the end of the contract term. [Purchasing Department, Byron Johnson, (915) 541-4308]

15H.	Solicitation No: 2005-175	Rose Garden Park Addition
	Contractor:	CPME, L. L. C. El Paso, Texas
	Department:	Parks and Recreation
	Funds Available:	14101001-PQLPA150-60150-508027, \$455,373.00 31130600-PQLPA177-60176-504405, \$ 26,500.00
	Funding Source:	2000 Quality Of Life Bond
	Items:	Base Bid \$468,394.00 Alternate No. 5 \$ 7,866.00 Alternate No. 7 \$ 5,613.00
	Total Award:	\$481,873.00
	District (s):	2

RECOMMENDATION:

The Department of Parks and Recreation and Perspectiva 3/DI recommend the award of this contract to CPME, L. L. C., the low responsible, responsive bidder. It is requested that the City Manager of the City of El Paso be authorized to sign the referenced contract. Additionally, it is requested that the City Manager and Staff be authorized to execute budget transfers for this award and project, as necessary.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 25% of the original contract price as awarded, without further authorization by City Council.

[Purchasing Department, Byron Johnson, (915) 541-4308]

151.	Solicitation No.: 2005-177	Truck Tractor
	Award to:	Westside Trucks, LLC
		Vinton, Texas
	Item (s):	1 - Three (3) Each
		with Optional Items 1, 3, 6 and 10
	Amount:	\$246,399.12
		- <u>5,100.00</u> Less Trade-In Allowance
		\$241,299.12

Department: Solid Waste Management
 Funds available: 34340200-508006-40415
 Funding source: FY2004 Solid Waste Management Equipment
 Total award: \$246,399.12
District (s): All

The Fleet Services, Solid Waste Management, and Purchasing Departments recommend award as indicated as this vendor has provided the low, responsive, responsible bid meeting specifications.

This is a fixed-price, single (one-time) purchase, to purchase three (3) Truck Tractors. There is also an option to purchase up to one hundred percent (100%) of the original contract quantities, at the same unit price, if the option is exercised within one hundred and eighty (180) days from the date of award of the contract. No prompt payment discount is offered.
 [Purchasing Department, Monica Vera, (915) 541-4234]

16. BUDGET TRANSFERS: [Office of Management and Budget, David Almonte, (915) 541-4011]

16A. BT2005-971 AIRPORT

Transfer of funds to cover the cost of promotional expenses for the new golf course.

Increase	\$10,000	to	62620040/40101/502116	Adv&Promo
Decrease	\$10,000	from	62620001/40101/502116	Adv&Promo

16B. BT2005-989 PARKS AND RECREATION

This budget transfer requests a new appropriation to purchase diving blocks and crowd control devices for the Armijo Aquatics Facility. This will allow this pool to be used for competitive swimming. **(District 8)**

Increase	\$12,000	to	51010279/P50020116301/407002	EstRev
Increase	\$12,000	to	51010279/P50020116301/508003	BldgImprvmts

17. APPLICATIONS FOR USE OF CITY PARKS/STREETS & SIDEWALKS:

Permission to use public streets, sidewalks or parks for special events does not constitute endorsement by the City of El Paso of the contents of any expression that takes place during these events.

17A. Child Crisis Center of El Paso to hold a Father's Day walk on June 18, 2005 from 9:00 a.m. to 11:00 a.m. Route: Jogging path at Eastwood Album Park, located at 3110 Parkwood. Approximately 250 persons will take part and 100 spectators are anticipated. This request includes permission to use amplification (1 microphone and 2 speakers) PERMIT # 05-041 [David Sanchez] (District 5)

NO OBJECTIONS FROM FIRE, SUN METRO, PARKS AND TRAFFIC/ENGINEERING. THE EL PASO POLICE DEPARTMENT HAS NO OBJECTION WITH THIS EVENT. THE DEPARTMENT WILL MONITOR THE EVENT AS NECESSARY WITH THE DISTRICT CAR. THERE WILL BE NO COST TO CITY OR APPLICANT. THE OFFICE OF BUILDING PERMITS & INSPECTIONS RECOMMENDS APPROVAL.

- 17B.** Sisters of Perpetual Adoration Christ the King to hold a procession on May 29, 2005 from 9:00 a.m. to 10:30 a.m. Route: Start on Magoffin to Cotton, turn left on Cotton to Myrtle, turn left on Myrtle to Newman, turn left on Newman to Magoffin, turn left on Magoffin and finish at the church. Approximately 75 persons will take part and 15 spectators are anticipated. PERMIT # 05-040

[Teresa A Cossio] **(District 8)**

NO OBJECTIONS FROM FIRE, SUN METRO AND TRAFFIC/ENGINEERING. THE EL PASO POLICE DEPARTMENT HAS NO OBJECTIONS WITH THIS EVENT. THE DEPARTMENT WILL POLICE THE EVENT WITH 4 OFFICERS AND 4 VEHICLES. ESTIMATED COST TO CITY: \$225.00; ESTIMATED COST TO APPLICANT: \$75.00. THE OFFICE OF BUILDING PERMITS & INSPECTIONS RECOMMENDS APPROVAL.

- 17C.** Far West Texas & Southern New Mexico Regional Advisory Council on Trauma to hold a footrace/walk on May 14, 2005 from 8:00 a.m. to 8:30 a.m. Route: Start at Marwood Park – 4325 River Bend to Turnstone, turn left on Turnstone to Willow Glen, turn right on Willow Glen to Rosinante, cut at median – 809 Rosinante, turn left on Rosinante to Wild Willow, turn left on Wild Willow to Turnstone, turn right on Turnstone to River Bend, turn right on River Bend and finish at Marwood Park. Approximately 150 persons will take part and 50 spectators are anticipated. PERMIT # 05-044 [Mike Coulter] **(District 8)**

NO OBJECTIONS FROM FIRE, SUN METRO, PARKS AND TRAFFIC/ENGINEERING. THE EL PASO POLICE DEPARTMENT HAS NO OBJECTIONS WITH THIS EVENT. THE DEPARTMENT WILL POLICE THE EVENT WITH 7 OFFICERS AND 7 VEHICLES. ESTIMATED COST TO CITY: \$319.50; ESTIMATED COST TO APPLICANT: \$205.50. THE OFFICE OF BUILDING PERMITS & INSPECTIONS RECOMMENDS APPROVAL.

- 17D.** Loma Terrace Elementary School to hold a 50th anniversary parade on May 13, 2005 from 9:01 a.m. to 10:30 a.m. Route: Start at Loma Terrace Elementary School – 8200 Ryland Ct to Highland, turn left on Highland to Duskin, turn left on Duskin to Yermoland, turn right on Yermoland to Burgess, turn right on Burgess to Highland, turn right on Highland and finish at school. Approximately 700 persons and 10 vehicles will take part and 200 spectators are anticipated.

PERMIT # 05-043 [Pat Lozano] **(District 7)**

NO OBJECTIONS FROM FIRE, SUN METRO AND TRAFFIC/ENGINEERING. THE EL PASO POLICE DEPARTMENT HAS NO OBJECTIONS WITH THIS EVENT. THE DEPARTMENT WILL POLICE THE EVENT WITH 3 OFFICERS AND 3 VEHICLES. ESTIMATED COST TO CITY: \$187.50; ESTIMATED COST TO APPLICANT: \$37.50. THE OFFICE OF BUILDING PERMITS & INSPECTIONS RECOMMENDS APPROVAL.

- 17E.** Jose R. Sanchez to block off Kyle between 344 – 364 on May 28, 2005 from 4:00 p.m. to 9:00 p.m. and on May 29, 2005 from 9:00 a.m. to 9:00 p.m. for a block party. Approximately 75 persons will take part. Barricades must be manned according to the State's "Manual of Uniform Traffic Control Devices".

PERMIT # 05-045 [Jose R Sanchez] **(District 8)**

NO OBJECTIONS FROM FIRE, SUN METRO AND TRAFFIC/ENGINEERING. THE EL PASO POLICE DEPARTMENT HAS NO OBJECTION WITH THIS EVENT. THE DEPARTMENT WILL MONITOR THE EVENT AS NECESSARY WITH THE DISTRICT CAR. THERE WILL BE NO COST TO CITY OR APPLICANT. THE OFFICE OF BUILDING PERMITS & INSPECTIONS RECOMMENDS APPROVAL.

REGULAR AGENDA**18. INTRODUCTION OF ORDINANCES PURSUANT TO SECTION 3.9 OF THE EL PASO CITY CHARTER:**

18A. An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.030 (Schedule III-- Parking Prohibited at all times on certain streets), of the El Paso Municipal Code, to add no parking anytime, on both sides of Trawood Drive, between Jack Nicklaus Drive and Estrada Drive. The Penalty being as provided in section 12.84.010 (Violation--Penalty) of the El Paso Municipal Code. **(District 7)**

[Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]

18B. An Ordinance extending the term of the Special Privilege License originally granted by Ordinance #012402 as subsequently amended by Ordinance #012928, such Special Privilege License to extend through May 18, 2015, and also to acknowledge ONEOK WestTex Transmission, L.P. as successor in interest to AOG Gas Transmission Company L.P. for all rights and duties set forth in Ordinance #012402, as amended, for the construction, maintenance and use of a natural gas pipeline within a portion of Railroad Drive right-of-way. (Annual Fee: \$1,320.00, SP-95044c) **(District 4)**

[Planning Research and Development, Esther Guerrero, (915) 541-4720]

PUBLIC HEARING WILL BE HELD ON MAY 17, 2005 FOR ITEMS 18A – 18B

18C. An Ordinance changing the zoning of Lots 17-20, Block 52, Bassett Addition, El Paso, El Paso County, Texas from [M-1 (Light-Manufacturing) To A-3 (Apartment)]. The penalty is as provided for in Chapter 20.68 of The El Paso Municipal Code. Applicant: John R. Bruker. ZON05-00008 **(District 8)**

[Planning, Research and Development, Christina Valles, (915) 541-4930]

18D. An Ordinance granting Special Permit No. ZON05-00010, to allow for a parking reduction on the property described as Lots 17-20, Block 52, Bassett Addition, El Paso, El Paso County, Texas, pursuant to Section 20.64.175 of the El Paso Municipal Code. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: John R. Bruker. ZON05-00010 **(District 8)**

[Planning, Research and Development, Christina Valles, (915) 541-4930]

18E. An Ordinance granting Special Permit No. ZON05-00011, To allow for a parking reduction on the property described as the East 15 ½ feet of Lot 20 and the West 19 feet of Lot 21, Block 32 Franklin Heights Addition, El Paso, El Paso County, Texas, pursuant to section 20.64.175 of the El Paso Municipal Code. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicants: Elizabeth Valenzuela and Oscar Venegas. ZON05-00011

(District 8) [Planning, Research and Development, Christina Valles, (915) 541-4930]

18F. An Ordinance changing the zoning of a portion of Lot 2, Block 1, Whitfield Unit Two, El Paso, El Paso County, Texas from M-1 (Light Manufacturing) to R-3 (Residential). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: City of El Paso, Texas. ZON03-00078 **(District 1)**

[Planning, Research and Development, Christina Valles, (915) 541-4930]

PUBLIC HEARING WILL BE HELD ON MAY 24, 2005 FOR ITEMS 18C – 18F

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

19. CITY MANAGER:

City Manager's report of current events and issues:

Quarterly Financial Report, 2nd Quarter, to Council and preliminary revenue projections for Fiscal Year 2005/2006 and update on the budget process for FY 2006.

[Deputy City Manager, William Studer, (915) 541-4011] POSTPONED FROM 04/26/05

20. MAYOR AND COUNCIL:

20A. Discussion and action to direct City Staff to study the possibility of adding a portion of Sunset Heights into the area in which possession and consumption of alcohol in open containers is currently prohibited under the Municipal Code, and, if appropriate, to amend 10.12.050 of the Municipal Code to extend the boundaries of the public place prohibition into the Sunset Heights area.

[Mayor Pro-Tem Anthony W. Cobos, (915) 541-4123]

20B. Discussion and action on a resolution that the City of El Paso, Texas hereby recognizes the important contributions of El Paso Health Providers to provide access to health care and the improvement of the general quality of life of the Citizens of El Paso, Texas and all citizens are urged to recognize the need to seek solutions to one of America's greatest problems.

[Representative Vivian Rojas, (915) 541-4108]

21. CITY ATTORNEY: [City Attorney's Office, Jorge Villegas, (915) 541-4550]

Discussion and action regarding Texas Gas Service's proposed adjustment to its base rates pursuant to the Texas Gas Reliability Infrastructure Program.

22. PURCHASING: [Purchasing Department, Byron Johnson, (915) 541-4308]

22A. Discussion and action on a Resolution that the City of El Paso hereby awards Solicitation for Grandview Park and Pool Improvements, No. 2005-159, to F. T. James Construction, Inc. in the amount of \$522,311.00 as this Offeror provides the Best Value to the City based on the published criteria and on its ranking evaluation; and

That the City Manager be authorized to sign the contract referenced above; and

That the City Manager be authorized to execute budget transfers for this award and project, as necessary; and

That the City Engineer is hereby authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order and 25% of the original contract price as awarded, without further authorization by City Council.

[Purchasing Department, Byron Johnson, (915) 541-4308]

22B. CHANGE ORDER:

Approve Change Order No. Twelve to J.A.R. Concrete, Inc., for Contract No. 2003-199, EPIA Fixed Base Operator Ramp & NASA Apron Reconstruction project. The amount of this change order represents a CREDIT of Six Hundred Five Thousand, Six Hundred Ninety Eight Dollars and Forty Five Cents (\$605,698.45) against the amount bid by J.A.R. Concrete, Inc. for the Scope of Work defined by specification books #1 and #2 and the project drawings as amended. The amount of this credit is per recommendations from the Departments of El Paso International Airport, the Project Manager, Paragon Project Resources, Inc., and Engineering. It is requested that the City Manager be authorized to sign the requested (credit) change to the original contract amount. [Purchasing Department, Byron Johnson, (915) 541-4308]

22C. BIDS:

If apparent low bidder is disqualified for any reason, City Council reserves the right to exercise any option legally available under the law by awarding bid to next lowest responsive and responsible bidder even though the bidder is not named on this agenda.

Solicitation No.:	2005-174	Unpaved Right-Of-Way, Districts 2 & 8
Contractor:		Allied Paving Company El Paso TX
Department:		Streets
Funds Available:		14200403-PBE04ST137-29153-508027 14200403-PBE04ST138-29154-508027
Funding Source:		2004 Bond Election (Districts 2 and 8)
Items:		Base Bid I \$ 107,110.00 Base Bid II \$2,314,640.00
Total Award:		\$2,421,750.00
District (s):		2 and 8

RECOMMENDATION:

The Department of Streets recommend the award of this contract to Allied Paving Company, the low responsible, responsive bidder. It is requested that the City Manager of the City of El Paso be authorized to sign the referenced contract. Additionally, it is requested that the City Manager and Staff be authorized to execute budget transfers for this award and project, as necessary.

As part of the award of this contract, the Street Director is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the project, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 25% of the original contract price as awarded, without further authorization by City Council

This is a requirements type contract. Work under the unit price component is only an estimated value and will be ordered, performed, invoiced and paid by measured quantity. The actual cost of the unit price component will be the sum total of unit prices at the end of the contract term.

[Purchasing Department, Byron Johnson, (915) 541-4308]

22D. Solicitation No.: 2005-108 Borderland Street & Drainage Improvements Phase III
Contractor: Southwest Growth Corporation

El Paso TX

Department: Streets
 Funds Available: 71150069-G7128CD0008-07784-508027
 Funding Source: Community Development
 Items: Base Bid I \$613,575.74
 Base Bid II \$ 94,547.00
 Base Bid III \$ 31,645.00
 Total Award: \$739,767.74 (Estimated)
District (s): 1

RECOMMENDATION:

The Departments of Engineering and Streets recommend the award of this contract to Southwest Growth Corporation, the low responsible, responsive bidder. It is requested that the City Manager of the City of El Paso be authorized to sign the referenced contract. Additionally, it is requested that the City Manager and Staff be authorized to execute budget transfers for this award and project, as necessary.

Work under the unit price component is only an estimated value and will be ordered, performed, invoiced and paid by measured quantity. The actual cost of the unit price component will be the sum total of unit prices at the end of the contract term. [Purchasing Department, Byron Johnson, (915) 541-4308]

- 22E.** Solicitation No.: 2005-135 Montwood Street and Drainage Improvements
 Contractor: C. F. Jordan, L. P.
 El Paso TX
- Department: Streets
 Funds Available: 14200403-PBE04ST119-29135-508027 (District 7)
 14200403-PBE04ST119-29134-508027 (District 5)
 Funding Source: 2004 Bond Election
 Items: Base Bid I \$1,266,208.00
 Base Bid II \$ 386,020.00
 Base Bid III \$ 43,750.00
 Total Award: \$1,695,978.00 (Estimated)
District (s): 5 and 7

RECOMMENDATION:

The Departments of Engineering and Streets recommend the award of this contract to C. F. Jordan, L. P., the low responsible, responsive bidder. It is requested that the City Manager of the City of El Paso be authorized to sign the referenced contract. Additionally, it is requested that the City Manager and Staff be authorized to execute budget transfers for this award and project, as necessary.

Work under the unit price component is only an estimated value and will be ordered, performed, invoiced and paid by measured quantity. The actual cost of the unit price component will be the sum total of unit prices at the end of the contract term. [Purchasing Department, Byron Johnson, (915) 541-4308]

22F. Solicitation No.: 2005-124 Alabama Street & Drainage Improvements
Contractor: J. A. R. Concrete, Inc.
El Paso TX

Department: Streets
Funds Available: 14200403-PBE04ST102-29116-508027
Funding Source: 2004 Bond Election
Items: Base Bid I \$1,446,035.70
Base Bid II \$ 274,820.00
Total Award: \$1,720,855.70 (Estimated)
District (s): 2

RECOMMENDATION:

The Departments of Engineering and Streets recommend the award of this contract to J. A. R. Concrete, Inc., the low responsible, responsive bidder. It is requested that the City Manager of the City of El Paso be authorized to sign the referenced contract. Additionally, it is requested that the City Manager and Staff be authorized to execute budget transfers for this award and project, as necessary.

Work under the unit price component is only an estimated value and will be ordered, performed, invoiced and paid by measured quantity. The actual cost of the unit price component will be the sum total of unit prices at the end of the contract term.
[Purchasing Department, Byron Johnson, (915) 541-4308]

22G. Solicitation No.: 2005-092 Ranchos Del Sol Park Improvements
Contractor: VEMAC, L. P.
El Paso, Texas

Department: Parks and Recreation
Funds Available: 14200401-PBE04PA107-29107-508027 \$1,073,743.89
51159242-P518000119-16093-508004 \$ 6,714.00
31130600-PQLPA177-60176-504405 \$ 59,000.00
Funding Source: 2004 Bond Issue
Items: Base Bid \$1,139,457.89
Total Award: \$1,139,457.89
District (s): 6

RECOMMENDATION:

The Departments of Engineering and Parks and Recreation recommend the award of this contract to VEMAC, L. P., the low responsible, responsive bidder. It is requested that the City Manager of the City of El Paso be authorized to sign the referenced contract. Additionally, it is requested that the City Manager and Staff be authorized to execute budget transfers for this award and project, as necessary.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 25% of the original contract price as awarded,

without further authorization by City Council.
 [Purchasing Department, Byron Johnson, (915) 541-4308]

22H. Solicitation No.: 2005-152 Citywide Repair or Construction of Parkway Structures 2005-2006
 Contractor: J.A.R. Concrete, Inc.
 El Paso, Texas

Department: Streets
 Funds Available: 32010200-01101-502227
 71150069-G7129CD0038-07809-508027
 Funding Source: Streets General Funds(\$1,176,883.75)
 Community Development (\$ 650,000.00)
 Items: Base Bid I \$1,356,550.00
 Base Bid II \$ 470,333.75
 Total Award: (Estimated) \$1,826,883.75
District (s): Citywide

RECOMMENDATION:

The Department of Streets recommend the award of this contract to J.A.R. Concrete, Inc., the low responsible, responsive bidder. It is requested that the City Manager of the City of El Paso be authorized to sign the referenced contract. Additionally, it is requested that the City Manager and Staff be authorized to execute budget transfers for this award and project, as necessary.

This is a twenty-four (24) month requirements contract. Work under the unit price component is only an estimated value and will be ordered, performed, invoiced and paid by measured quantity. The actual cost of the unit price component will be the sum total of unit prices at the end of the contract term.

[Purchasing Department, Byron Johnson, (915) 541-4308]

22I. Solicitation No.: 2005-058 Magoffin-San Antonio Street Improvements
 Contractor: Southwest Growth Corporation
 El Paso TX

Department: Streets
 Funds Available: 31255002-PPW0035007-27705-508027
 31250102-PPW0035007-27188-508027
 Funding Source: Texas Department of Transportation
 (80% Reimbursement)
 FY 2000 Certificates of Obligation (20%)
 Items: Base Bid I \$1,359,875.60
 Base Bid IA \$ 2,000.00
 Total Award: \$1,361,875.60 (Estimated)
District (s): 8

RECOMMENDATION:

The Departments of Engineering and Streets recommend the award of this contract to Southwest Growth Corporation, the low responsible, responsive bidder. It is requested that the City Manager of the City of El Paso be authorized to sign the referenced contract. Additionally, it is requested that the City Manager and Staff be

authorized to execute budget transfers for this award and project, as necessary.

Work under the unit price component is only an estimated value and will be ordered, performed, invoiced and paid by measured quantity. The actual cost of the unit price component will be the sum total of unit prices at the end of the contract term.

This bid award is *conditioned* subject to the Metropolitan Planning Organization's (MPO) Transportation Policy Board approval of the expenditure of additional funds of \$132,223 above the amount previously approved by the Transportation Policy Board. If funding is not approved then the City Council must reconsider this item again for action within forty-five (45) days.

[Purchasing Department, Byron Johnson, (915) 541-4308]

23. PUBLIC HEARINGS – EL PASO WATER UTILITIES PUBLIC SERVICE BOARD:

[El Paso Water Utilities Public Service Board, Robert Andron, (915) 594-5506]

- 23A.** An Ordinance authorizing the City Manager to sign a Special Warranty Deed conveying to Tropicana Development Inc., land totaling approximately 117.5 acres of land out of Sections 21 & 22, Block 81, Township 1, Texas and Pacific Railway Company Surveys, El Paso, El Paso County, Texas, located in Northeast El Paso. **(District 4)** POSTPONED FROM 04/26/05
- 23B.** An Ordinance authorizing the City Manager to sign a Special Warranty Deed conveying to Tropicana Development Inc., land totaling approximately 120.7 acres of land out of Section 22, Block 81, Township 1, Texas and Pacific Railway Company Surveys, El Paso, El Paso County, Texas, located in Northeast El Paso. **(District 4)** POSTPONED FROM 04/26/05
- 23C.** An Ordinance authorizing the City Manager to sign a Special Warranty Deed conveying to EPT Land Assets, LP, Land totaling approximately 122.2 acres of land out of Section 21, Block 81, Township 1, Texas and Pacific Railway Company Surveys, El Paso, El Paso County, Texas, located in Northeast El Paso. **(District 4)** POSTPONED FROM 04/26/05
- 23D.** An Ordinance authorizing the City Manager to sign a Special Warranty Deed conveying to EPT Land Assets, LP, land totaling approximately 100.5 acres of land out of Section 21, Block 81, Township 1, Texas and Pacific Railway Company Surveys, El Paso, El Paso County, Texas, located in Northeast El Paso. **(District 4)** POSTPONED FROM 04/26/05

24. PUBLIC HEARINGS – BUILDING PERMITS AND INSPECTIONS:

[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]

24A. An Ordinance amending Title 2 (Administration and Personnel) of the El Paso City Code, by amending Chapter 2.30 (Building Board of Appeals), Section 2.30.060 (Powers) to add the Outdoor Lighting Ordinance (Chapter 18.18) to the list of ordinances which the Building Board of Appeals is authorized to grant variances and hear appeals over.

24B. An Ordinance to amend Title 18 (Building and Construction) of the El Paso Municipal Code, Chapter 18.18 (Outdoor Lighting Ordinance), by adding Section 18.18.375 (Historic Properties) to exempt certain historic properties from required compliance with the Outdoor Lighting Ordinance. The penalty is as provided in Section 18.02.107 of the El Paso City Code.

25. PUBLIC HEARINGS – CITY MANAGER:

25A. An Ordinance repealing Ordinance No. 15893, granting the authority to the City Manager or the Department Head to enter into and sign certain Personal, Professional, Independent and Volunteer Service Contracts on behalf of the City and to create a new Ordinance on the same subject.

[City Manager, Joyce A. Wilson, (915) 541-4844 and City Attorney's Office, Elaine Hengen, (915) 541-4550] POSTPONED FROM 04/12/05 AND 03/15/05

25B. An Ordinance granting the authority to the City Manager or his or her designee to make provisional and temporary employee appointments in accordance with the El Paso City Charter.

[City Manager, Joyce A. Wilson, (915) 541-4844 and City Attorney's Office, Elaine Hengen, (915) 541-4550] POSTPONED FROM 04/12/05 AND 03/15/05

26. PUBLIC HEARING - ENGINEERING DEPARTMENT – TRAFFIC DIVISION:

An Ordinance to amend Title 19 (Subdivisions) of the El Paso Municipal Code, Chapter 19.16 (Improvement Standards and Design Principles), Section 19.16.030 (Street Lighting) to ensure consistency with the Outdoor Lighting Ordinance, to amend Section 8 (Street Lighting) of Appendix A to Title 19 to provide that lighting standards shall be as on file with the City Engineer, and to amend Chapter 19.04 (General Provisions) Section 19.04.100 (Subdivision Improvement Design Standards) to eliminate conflict with the proposed amendment to Section 8 of Appendix A of Title 19. The Penalty is as provided in 19.04.190 of The El Paso Municipal Code. **(All Districts-City Wide)**

[Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]

27. PUBLIC HEARING - HUMAN RESOURCES:

An ordinance amending Ordinance 8065, Civil Service Rules and Regulations, Rule 1, Civil Service Commission, Section 10, Commission Recorder, to clarify disciplinary procedures. [Human Resources, Terry A. Bond, (915) 541-4509]

28. PUBLIC HEARINGS – PLANNING, RESEARCH AND DEVELOPMENT:

- 28A.** An ordinance incorporating the El Paso Water Utilities Public Service Board Westside Master Plan as a specific study area plan into the city's comprehensive plan, *The Plan for El Paso*, and which plan shall amend the *Plan For El Paso* and the Year 2025 General Land Use Map incorporated therein. **(District 1)**
[Planning Research and Development, Frank Delgado, (915) 541-4730]
POSTPONED FROM 04/05/05
- 28B.** An Ordinance amending Title 20 (Zoning) of the El Paso Municipal Code, by adding a defined use at Section 20.02.078 (Animal Crematory) and amending Sections 20.10.040, 20.38.040, 20.40.040 & 20.42.040 (Uses Permitted By Special Permit) to provide that such use be permitted by Special Permit in R-F, C-2, C-3 and C-4 zoning district classifications; and by adding a defined use at Section 20.02.258 (Crematory) and amending Sections 20.38.040, 20.40.040 & 20.42.040 (Uses Permitted By Special Permit) to provide that such use be permitted by special permit in C-2, C-3 and C-4 zoning district classifications. The penalty is as provided in Chapter 20.68 of the City of El Paso Municipal Code. Applicant/Representative: Planning, Research & Development Dept., City of El Paso, #2 Civic Center Plaza, El Paso, TX 79901 **(Districts 1-8)**
[Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]
- 28C.** An Ordinance granting Special Permit No. ZON05-00009, to allow for a parking reduction on the property described as the Southerly 61.10 feet of Lot 16 and the Easterly ½ of Lot 15, Block 13, Cotton Addition, El Paso, El Paso County, Texas, pursuant to section 20.64.175 of the El Paso Municipal Code. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicants: Patricia B. Park and Richard L. Park. ZON05-00009 **(District 8)**
[Planning, Research & Development, Christina Valles, (915) 541-4930]
- 28D.** An Ordinance granting Special Permit No. ZON05-00012, to allow for a nine-tank gasoline, diesel, and jet fuel storage facility and pipeline transfer station on a portion of Tract 5D, Section 21, Block 80, Township 1, Texas and Pacific Railway Company Surveys and a portion of Tract 1, Section 28, Block 80, Township 1, Texas and Pacific Railway Company Surveys, El Paso, El Paso County, Texas pursuant to Section 20.46.040.F of the El Paso Municipal Code. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: SFPP, LP. **(District 4)** [Planning, Research and Development, Fred Lopez, (915) 541-4925]
- 28E.** An Ordinance changing the zoning of a portion of Lot 4, Block 160, Vista Del Sol Unit 54, El Paso, El Paso County, Texas from P-I (Planned Industrial) to C-3 (Commercial). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Texas M, LLC. ZON05-00007 **(District 7)**
[Planning, Research and Development, Fred Lopez, (915) 541-4925]
- 28F.** An Ordinance changing the zoning of portion of Lot 1, Block 160, Vista Del Sol Unit 54, El Paso, El Paso County, Texas from P-I (Planned Industrial) to C-4 (Commercial). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Jose R. and Kathryn Cordero. ZON05-00013 **(District 7)** [Planning, Research and Development, Fred Lopez, (915) 541-4925]

- 29.** The City Council of the City of El Paso may retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act.) The City Council will return to open session to take any final action and may also, at any time during the meeting, bring forward any of the following items for public discussion, as appropriate.

Section 551.071 CONSULTATION WITH ATTORNEY

Section 551.072 DELIBERATION REGARDING REAL PROPERTY

Section 551.073 DELIBERATION REGARDING PROSPECTIVE GIFTS

Section 551.074 PERSONNEL MATTERS

Section 551.076 DELIBERATION REGARDING SECURITY DEVICES

Section 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

Discussion and action on the following:

- 29A.** Discussion and action on pending claim of the City of El Paso against Anna Laura Jacquez. (551.071) [City Attorney's Office, Michele Little Locke, (915) 541-4550]

- 29B.** *Jacob Paz v. James O'Connor, et al*; Cause No. EP-05-CA-0101-FM in the United States District Court for the Western District of Texas. (551.071)
[City Attorney's Office, Michele Little Locke, (915) 541-4550]

Sign Language interpreters are provided for regular City Council meetings. Copies of this Agenda will be provided in Braille, large print or audio tape upon requests made a minimum of 48 hours prior to the meeting.

Hearing Assistance Devices are available upon request.

ALL CITY COUNCIL AGENDAS ARE PLACED ON THE INTERNET EVERY FRIDAY AT THE ADDRESS BELOW:

<http://www.elpasotexas.gov>